

GMK:MJB:cmv

**UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF PENNSYLVANIA**

<b>AHMAD M. AJAJ,</b>	:	<b>No. 3:22-CV-1455</b>
<b>Plaintiff</b>	:	
	:	
<b>v.</b>	:	<b>(Mannion, J.)</b>
	:	
<b>UNITED STATES OF</b>	:	
<b>AMERICA, et al.</b>	:	<b>Filed Electronically</b>
<b>Defendants</b>	:	

**DEFENDANTS' NOTICE OF APPEAL**

Defendants Todd Wertman, Associate Warden; Paul Gibson, Associate Warden, Retired; Herman Quay, Complex Warden, Retired; Michael Hall, Associate Warden; Brian Cieslukowski, Supervisory Chaplain; William Pensyl, Senior Officer Specialist; Travis Rung, Senior Officer Specialist; James Shaffer, Assistant Food Service Administrator; Matthew Lynch, Senior Officer Specialist; Michael Magyar, Health Services Program Analyst; Sara Hernandez, Physician Assistant; Jaime Friant, Senior Officer Specialist; Gregory Easton, Deputy Case Management; Cody Williams, Senior Officer Specialist; Kevin Bittenbender, DHO, Retired; Shannon Prutzman, SIA Lieutenant, Retired; Nathan Carper, Special Housing Unit Lieutenant (SHU Lt.); and S. Valencik, Special Investigative Services Lieutenant (SIS Lt.), Retired hereby provide notice that they appeal the District Court's July 31, 2024 decision denying their motion

to dismiss. *Ashcroft v. Iqbal*, 556 U.S. 662, 671-72 (2009) (finding jurisdiction for circuit courts to review collateral orders denying qualified immunity at motion to dismiss stage).

Respectfully submitted,

GERARD M. KARAM  
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/s/Michael Butler  
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Date: September 27, 2024

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<b>UNITED STATES OF</b>	:	
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<b>Defendants</b>	:	

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that she is an employee in the Office of the United States Attorney for the Middle District of Pennsylvania and is a person of such age and discretion as to be competent to serve papers. That on September 27, 2024, she served copies of the attached:

**DEFENDANTS' NOTICE OF APPEAL**

by placing said copy in a postpaid envelope addressed to the person hereinafter named, at the place and address stated below, which is the last known address, and by depositing said envelope and contents in the United States Mail at Scranton, Pennsylvania.

**Addressee:**

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P.O. Box 1033  
Coleman, Fl 33521

/s/Maureen Yeager  
Maureen Yeager  
Paralegal Spc.